



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: WWW.DPR.DELAWARE.GOV

PUBLIC MEETING MINUTES:	Board of Speech Pathology, Audiology and Hearing Aid Dispensers
MEETING DATE AND TIME:	Wednesday, March 10, 2010 at 2:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , second floor of the Cannon Building
MINUTES APPROVED:	May 12, 2010

MEMBERS PRESENT

Illene Courtright, Professional Member, President
Dr. Mary Ann Connolly-Gaskin, Professional Member, Secretary
Dr. Michael Michelli, Professional Member
Regina Bilton, Professional Member
Dr. Jennifer Xenakes, Professional Member
Carol Guilbert, Public Member
George Christensen, Public Member
Maisha Britt, Public Member 2:56 p.m. – 4:21 p.m.

DIVISION STAFF

Eileen Heeney, Deputy Attorney General
Shauna Slaughter, Administrative Specialist II

ALSO PRESENT

Juli LaBadia, Court Report, Wilcox & Fetzer
Joseph DeSimone
Joanne Greene

CALL TO ORDER

Ms. Courtright called the meeting to order at 2:03 p.m.

REVIEW OF MINUTES

The Board reviewed the minutes from the February 17, 2010 meeting. Ms. Guilbert made a motion, seconded by Dr. Michelli, to approve the minutes as presented. Motion unanimously carried.

UNFINISHED BUSINESS

Strategic Plan

There was nothing added or changed at this time.

Joint Sunset Committee

Ms. Slaughter advised the Board that there was nothing new to report at this time regarding the Joint Sunset Committee.

Sign Order from Rule to Show Cause Hearing Held January 13, 2010 for Eric Dolinger

The board members who attended the hearing affixed their signatures to the Order.

Sign Order from Rule to Show Cause Hearing Held January 13, 2010 for Karen Bennett

The board members who attended the hearing affixed their signatures to the Order.

NEW BUSINESS

Review Permanent Speech Pathologist Applications

The Board reviewed Nancy Hashman's application for a permanent speech pathologist license. Ms. Guilbert made a motion, seconded by Mr. Christensen, to approve the application contingent upon receipt of a statement indicating that question number 5 on the application was answered "yes" in error. If Ms. Hashman responds that she answered question number 5 correctly she will be required to submit a statement explaining her answer and her application and statement will be reviewed by the Board again in May. Motion unanimously carried.

The Board reviewed Lisa Danyo's application for a permanent speech pathologist license. Mr. Christensen made a motion, seconded by Dr. Michelli, to approve the application. Motion unanimously carried.

Review Permanent Audiologist Applications

The Board reviewed Tara Fogel's application for a permanent audiologist license. Dr. Connolly-Gaskin made a motion, seconded by Dr. Xenakes, to approve the application. Motion unanimously carried.

Review of Continuing Education Activities

Ms. Guilbert made a motion, seconded by Dr. Connolly-Gaskin, to approve the following continuing education as noted:

Sponsor: Persona Medical

Activity: 53 Years of Mistakes I've Made in Audiology, and How You Can Prevent Them

Contact Hours: 4 CS

Sponsor: Wilmington VA Medical Center

Activity: Polytrauma: From Combat to Community

Contact Hours: 6 CS

Sponsor: Brain Injury Association of Delaware

Activity: The Biomechanics of Brain Injury

Contact Hours: 1.5 PG

Sponsor: American Academy of Audiology

Activity: Annual Convention: AudiologyNOW! 2010

Contact Hours: Up to 34 hours depending on the courses taken

Licensee: Debra Whitney-Norman

Sponsor: Colonial School District

Activity: Multi-Modal Communication Strategies for Children Who Have Severe and Multiple Disabilities – Introduction to PODD Communication Books

Contact Hours: 7 CS

Licensee: Dayle Joseph

Sponsor: DE Assistive Tech Initiative (DATI)

Activity: Keys to Inclusion: Unlocking Potential

Contact Hours: 5 PG

Motion unanimously carried.

Rule to show Cause Hearing 2:30 p.m. – Joseph DeSimone

At 2:47 p.m., Ms. Heeney called the rule to show cause hearing to order for Joseph DeSimone. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as exhibits for the record: Board Exhibit 1 – Notification of hearing notice advising of deficiency and hearing; Postal receipts verifying receipt of hearing letters; CE log and attachments submitted by Mr. DeSimone. Ms. Heeney verified with Mr. DeSimone that he waived his right to be represented by counsel. Mr. DeSimone was sworn and presented his case to the Board. Mr. DeSimone had a packet of CE certificates marked as DeSimone Exhibit 1 for the record. Mr. DeSimone answered questions asked by the Board. At 2:57 p.m., the Board went off the record for deliberations. At 3:11 p.m., the Board went back on the record. Dr. Michelli made a motion, seconded by Ms. Guilbert, that the Board impose the following sanctions: Mr. DeSimone will receive a letter of reprimand; he will automatically be selected for audit during the 2011 and 2013 post renewal audits; the CE presented to the Board on the CE log and at the hearing will be accepted to cover the deficiency, but cannot be used to satisfy the CE requirements for the 2011 post-renewal audit; Mr. DeSimone will be required to submit copies of his annual equipment calibration certificates; and the Board reserves the right to take further action if the annual equipment calibration certificates are not received. Motion carried with Ms. Britt abstaining. The hearing concluded at 3:14 p.m.

Rule to show Cause Hearing 2:45 p.m. – Joanne Greene

At 3:19 p.m., Ms. Heeney called the rule to show cause hearing to order for Joanne Greene. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as exhibits for the record: Board Exhibit 1 – Notification of hearing notice advising of deficiency and hearing; Postal receipts verifying receipt of hearing letters; CE log and attachments submitted by Ms. Greene. Ms. Heeney verified with Ms. Greene that she waived her right to be represented by counsel. Ms. Greene was sworn and presented her case to the Board. Ms. Greene had two letters marked as Greene Exhibit 1 for the record. Ms. Greene answered questions asked by the Board. At 3:31 p.m., the Board went off the record for deliberations. At 3:33 p.m., the Board went back on the record. Dr. Michelli made a motion, seconded by Dr. Connolly-Gaskin, that the Board impose the following sanctions: Ms. Greene will receive a letter of reprimand; she will automatically be selected for audit during the 2011 and 2013 post renewal audits; the CE presented to the Board on the CE log and at the hearing will be

accepted to cover the deficiency, but cannot be used to satisfy the CE requirements for the 2011 post-renewal audit. Motion unanimously carried. The hearing concluded at 3:34 p.m.

Rule to show Cause Hearing 3:00 p.m. – Donna Fenton

At 3:40 p.m., Ms. Heeney called the rule to show cause hearing to order for Donna Fenton. Verbatim testimony was taken by the court reporter. Ms. Heeney stated the reason for the hearing and had the following items marked as exhibits for the record: Board Exhibit 1 – Notification of hearing notice advising of deficiency and hearing; Postal receipts verifying receipt of hearing letters; CE log and attachments submitted by Ms. Fenton; and Board Exhibit 2 – a letter from Ms. Fenton. Ms. Fenton was not present for the hearing. At 3:42 p.m., the Board went off the record for deliberations. At 4:17 p.m., the Board went back on the record. Ms. Courtright made a motion, seconded by Mr. Christensen, to impose the following sanctions: Ms. Fenton's license will be suspended for 30 days from the date of the Order; she will automatically be selected for audit during the 2011 and 2013 post renewal audits; the CE presented to the Board on the CE log will be accepted to cover the deficiency, but cannot be used to satisfy the CE requirements for the 2011 post-renewal audit. Motion unanimously carried. The hearing concluded at 4:18 p.m.

Review Request for Extension of Temporary Speech Pathologist License

The Board reviewed a request for an extension of Amanda Gehring's temporary speech pathologist license. Dr. Connolly-Gaskin made a motion, seconded by Ms. Bilton, to approve the request for an extension. Motion unanimously carried.

The Board reviewed a request for an extension of Jaime Thomas' temporary speech pathologist license. Dr. Connolly-Gaskin made a motion, seconded by Ms. Bilton, to approve the request for an extension. Motion unanimously carried.

Correspondence

There was no correspondence for the Board to review.

Other Business before the Board

Dr. Xenakes asked whether someone could file a complaint about an issue that happened 2-3 years prior. The Board thought that the complaint should have been filed when the issue occurred, not 2-3 years after the fact. Ms. Slaughter advised that the person could call and discuss the issue with an investigator if they wanted to.

Public Comment

There was no public comment.

Next Scheduled Meeting

The next meeting will be held on Wednesday, May 12, 2010, at 2:00 p.m., in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

Adjournment

Mr. Christensen made a motion, seconded by Dr. Michelli, to adjourn. There being no further business before the Board, the meeting adjourned at 4:21 p.m.

Respectfully submitted,

A handwritten signature in black ink that reads "Shauna Slaughter". The signature is written in a cursive style with a large, stylized 'S' at the beginning.

Shauna Slaughter
Administrative Specialist II